FEUD OF THE BOOKMAKERS.

DE LACEY'S PRIEND HAULED UP ON 5-YEAR-OLD INDICTMENTS.

Lawyer Steinhardt Says District Atterneys Office Is Being Used by One Faction -Compelled to Withdraw Remark-Al leged Threat by Ex-Assemblyman Percy. Indictments charging John C. Dudley,

who is said to be an intimate friend of Peter De Lacey, with perjury and pool selling were on the calendar of the Criminal Branch of the Supreme Court yesterday to fix a day for trial. Lawyer Benjamin Steinhardt hurried into the court room and said that he was Dudley's counsel and wanted to know something about the indictments. Assistant District Attorney Le Barbier said that they were five years old and that Dudley had been discharged on his own recognizance three years ago on motion of Assistant District Attorney

'Do you know that in bringing these indictments up again for trial the District Attorney's office is being used by one of two gambling factions?" asked Mr. Stein-

hardt. "You must not make such a remark," interposed Justice Fursman. "I'll not

Allow It. Mr. Steinhardt withdrew the remark. Mr. Le Barbier said that new evidence had been secured. Trial of the perjury charge was set down for June 17, because Mr. Le Barbier said that he couldn't get ready to try the case before then. Justice Furs-man said he wouldn't take up the other

charges just now.

Mr. Steinhardt said later in the day to reporters that the resuscitation of the in-dictments against Dudley was asso-ciated in his mind with a threat which he said ex-Assemblyman Percy, author of the Percy-Gray law, made to him in Albany a couple of weeks ago, when Mr. Steinhardt went there to argue that, inasmuch as one may now bet on a horse at a racetrack without offending the criminal law, it ought not to be unlawful to bet in a poolroom on a horse running at the track.
"Mr. Percy said to me," Steinhardt de-clared, "that if I persisted my man Dudley

would get into trouble. I said: 'The in dictments against him have been dismissed. "Those indictments arose out of a test case in 1895 by Dudley against the Flushing Jockey Club to have the Percy-Gray law declared unconstitutional. The Court held that the action was not brought in good faith, and in May, 1896, Dudley was indicted for perjury. His bail was set at \$2,500 and Peter DeLacey went on his bond.

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"Representing Howe & Hummel, I demurred to the indictment and Judge Mc-Mahon upheld the demurrer, although I can

Manon upned the demurrer, atthough I can find no record of it.

"Since I returned from Albany James D. Lindsay of counsel for the Jockey Club has called on Assistant District Attorney Le Barbier and now Le Barbier puts the indictments on the calendar for trial.

Mr. Le Barbier acknowledged that Mr.
Lindsay had called on him recently and
had incidentally mentioned the Dudley
matter. Mr. Le Barbier would not make any further explanation of the matter than to say that new evidence had been dis-

COWBOY COP HAS OTHER TROUBLES. Wife Suce Him for Desertion, but Worst of All Is Having to Walk Instead of Ride.

It came out yesterday that "Suspender Jack" McGee, the cowboy cop who has been transferred from mounted duty on the Speedway to pounding the sidewalk in the Elizabeth street precinct, isn't living with his wife. Mulberry Street heard that Deputy Commissioner Devery had heard that Jack had deserted Mrs. McGee and it was decided right away that this was why Jack had been put to the hardship of using his legs.

Mrs. McGee went to the Morrisania police court yesterday and obtained a summons for her husband, returnable to-day. She told Magistrate Cornell that her husband deserted her several months ago and has not contributed anything to her support since.

she wanted a warrant for his arrest, but the Magistrate said that a summons would be sufficient. They were married seven years ago, and up to a few months ago lived happilly.

A reporter found the cowboy cop patrolling Mulberry Bend Park yesterday and he looked very dejected. He admitted that he had domestic troubles, but wouldn't talk about them.

"Say, this is the limit," he remarked. "Been doing nothing but riding a horse for the last thirty years an 'now I'm sent to this place to walk the streets. Can't understand it. If they sent me to Central Park or Brooklyn or Some place where I could have my horse, I wouldn't have minded but this—I don't know what I've done. If I'd committed a crime or enforced something that shouldn't be enforced or got into trouble I guess I'd have heard of it. But this is tough. I thought it all over as I waked along Broadway in the rain last night an' I got so discouraged that I couldn't a twintering that the world until May 10.

Bay the Brooklyn Heights (Bay Gettysburg? said Major Joseph Hart, former starter of the Third Avenue Railroad: "But Gettysburg?" said Major Joseph Hart, former starter of the Third Avenue Railroad: "But Gettysburg?" said Major Joseph Hart, former starter of the Third Avenue Railroad: "But Gettysburg?" said Major Joseph Hart, former starter of the Third Avenue Railroad: "But Gettysburg?" said Major Joseph Hart, former starter of the Third Avenue Railroad: "But Gettysburg?" said Major Joseph Hart, former starter of the Third Avenue Railroad: "But Gettysburg?" said Major Joseph Hart, former starter of the Edysburg?" said Major Joseph Hart, former starter of the Edysburg? But that the companys the Brighton that the company Railroad companies that the Central Railroad companies the Brighton that the Sea Beach that the Prights and the Central Railro domestic troubles, but wouldn't talk about them.

"Say, this is the limit," he remarked. "Been doing nothing but riding a horse for the last thirty years an' now I'm sent to this place to walk the streets. Can't understand it. If they sent me to Central Park or Brooklyn or some place where I could have my horse, I wouldn't have minded; but this—I don't know what I've done. If I'd committed a crime or enforced something that shouldn't be enforced or got into trouble I guess I'd have heard of it. But this stough. I thought it all over as I walked along Broadway in the rain last night an' I got so discouraged that I couldn't eat this morning. When a horse balks at his oats they say it's a bad sign.

Now if this thing had occurred four weeks ago I would have signed to ride with my ago I would have signed to ride with my friend, Col. Cody, for the season. I feel like quittin' the whole shouth' match an' goin' out to my brother's ranch in Wyoming."

IN MEMORY OF HIS GRANDSONS. J. Howard Wright Gives \$10,000 to the Muhlenbergh Hospital.

PLAINFIELD, N. J., April 25 .- The Board of Governors of the Muhlenbergh Hospital announced to-day that J. Howard Wright of 345 Lexington avenue. New York, has offered to furnish the funds required for the erection of a complete operating pavilion in connection | the benefit of her brother, Theodore Nye, with the proposed new hospital to be erected and her three sisters, Mrs J. C. Tapping, in this city. The building is intended as a Mrs. Catharine R. Gilbert and Miss Elizabeth in this city. The building is intended as a memorial to Mr. Wright's two grandsons Howard Wright Corlies and Parker Wright Mason. Mr. Wright has authorized the Board of Governors to expend \$10,000.

The main room of the pavilion as planned will be devoted to surgical operations, and in conjunction with it there will be such other rooms as are generally found among the appointments of a first-class modern hospital. For some time past the Board of Governors have been making strong efforts to raise a sufficient amount of money for such an institution, and it is believed that the necessary sum will now be raised.

HONEST JOHN GOING AT IT AGAIN. Arranges With Creditors and Will Keep Up Against Wall Street.

A meeting of the creditors of the defunct firm of John Kelly & Co., stock brokers of 32 Broadway was held yesterday at the Metropole Hotel. Claims aggregating 90 per cent, of the firm's obligations as already published were proved and filed with the sublished were proved and filed with the assignee. It was arranged that the firm would liquidate its indebtedness by paying 25 per cent in cash and 75 per cent in the individual obligation of the several members of the firm. These terms were practically accepted. Mr. Kelly and his partners, Samuel J. O'Keefe and Henry L. Cohen, will resume business under the same firm name.

Botanical Expeditiion to Venezuela.

Boston, April 25 -An expedition has been planned for a botanical and zoological research in South America this summer. Though managed primarily by private persons Harvard and the University of Chicago are interested in the enterprise. A. H. Clark. '03, ested in the enterprise A H. Clark, 03, of Harvard, will have general charge of the expedition and will also conduct the zoological researches, assisted by A. H. Crosbie, 03 Others in the party are J. R. Johnston, 03, Harvard, who will be in charge of the botanical research, and O. O. Miller, Jr., his assistant. The party will sail on the steamer Caracas from New York on June 15, arriving at La Gnayra, Venezuela, June 23. From there they will go to Margarita Island, where the bulk of the collecting will be done.

Theatrical Manager Welty Owes 864,546.

theorge M. Welty, theatrical manager, who has an office in the Manhattan Theatre Building, has filed a petition in bankruptey with liabilities \$64.546. Of the liabilities, \$15,000 are to Eugene Tompkins of Boston for revailies on the "Black Crook," and \$32,000 to the estate of Joseph Wechsler of Brooklyn for rent on lease. He owes \$1,325 to eighteen actors and actresses for services in 1895.

HILL MEN WIN IN BOCKBETER.

Justice Nash Unseats Timothy Collis Croker Leader in the Ninth Ward. ROCHESTER, April 25.—The decision Justice Nash of the Supreme Court on the fight over the Democratic caucus in the Ninth ward was filed to-day. Justice Nash decides against the Croker men, unseating Timothy Collins, the Croker leader in the ward, and putting the Hill man in instead of The Court also condemns the

methods of conducting the caucus, as fol-

"The conclusion of the whole matter is after fully examining the evidence, that gross fraud was committed in the canvass and return of the votes cast at this primary The power of the court to review the action of the inspectors is ample. It is suggested that this proceeding was not instituted in time, not being within the thirty days that it is provided that the ballots shall be preserved. The question is asked: 'How is it possible for this court to issue any writ which will be effectual to accomplish the recount of votes which are not now in existence or which, if they were in existence, have no marks of identification which would lead to the tracing of ballots alleged to be void?" A recount is not required to be ordered The presence of the ballots would not have been of the least assistance in this investigation. The written statement of the correct result of the election is a duty which the inspectors have not performed. It is singular commentary upon our system of choosing public officers that until recently there has been no attempt to regulate by law the action of the primaries by which parties are controlled and candidates for office put in nomination. It often happens, as it now happens, where primaries are not regulated by law, that gross frauds prevail, candidates being placed in nomination and the party

machinery put into the hands of persons not the choice of the majority." One man has been convicted as the result of this primary election, and another has been tried twice. The Croker men, finding that they were in danger of losing the ward, stole twenty Hill ballots and substituted twenty-five Croker ballots. The man who ran away with the Hill ballots was pursued but he escaped with them.

10 CENTS CARFARE IN BROOKLYN. Injunction Sought Against the Brooklyn Heights Railroad Company.

Lawyer Stephen M. Baldwin, as counse for former Senator P. H. McNulty, applied to Supreme Court Justice Gaynor in Brooklyn yesterday for an injunction restraining the Brooklyn Heights Railroad Company from charging a ten-cent fare on any of its lines. He said that a similar suit was begun a year ago, and Justice Dickey decided that the railroad company had no right to charge a ten-cent fare on any of its surface lines, but that the action should be brought by the Attorney-General to have the charter annulled.

He said for various reasons the Attorney-General had failed to prosecute the action, and as a result there had been no decision. He said that in a suit brought by a taxpayer named Barnet, who had been ejected from a car because he refused to pay 10 cents carfare, the Appellate Division had decided that the railroad company could charge 10 cents fare on the Sea Beach road, as it was a steam road, Mr. Baldwin said he wanted Justice Gaynor to decide that Justice Dickey was right when he said the com-Dickey was right when he said the company had no right to charge 10 cents fare, and wrong when he said a taxpayer couldn't sue, and that the Appellate Division could hardly have apprehended the effect of its decision when it decided that the company had a right to charge 10 cents on the Sea. Beach route He said he wanted the decision so as to complete the record in case it was carried to the Court of Appeals

Mr. Baldwin argued that the State Railroad act said that no surface company could charge more than five cents fare for a continuous ride. In the case against the Sea Beach company he said, the Appellate Division had practically declared the company could charge at the rate of three cents a mile. He contended that a railroad company had only a right to charge the amount of fare as laid down in its articles of incorporation.

man and Miss Myo the four relatives was paid his part of the interest in the \$20,000. Then the payments stopped, and the plaintiffs allege they received word from Mr. Shearman that the trust fund no longer ex-

Shearman that the trust fund no longer existed.

Mrs. Tapping says she received a letter from her sister. Miss Nye, asking her to sign a paper releasing Mr. Shearman from all responsibility, saying that he had lost heavily and that Miss Nye and Mrs. Gilbert were willing to release Mr. Shearman from any further responsibility. Mrs. Tapping, who had been living in Portland, Ore, then moved to Brooklyn and endeavored to see Mr. Shearman, but he died before she saw him.

Lawyer John W. Sterling, who was the law partner of Mr. Shearman, says the trust fund does exist and that the interest has been regularly paid to Mrs. Gilbert and Miss Nye. Mr. Sterling said that Mr. Shearman as trustee was authorized to use his discretion in distributing the interest on the fund. He did so and for nine years divided the interest among the four members of the Nye family. Then he used his discretion further and distributed the interest to Mrs. Gilbert and Miss Nye. He said he did not know why Mr. Shearman did this, unless it was that he was certain Mr. Nye and Mrs. Tapping could afford to live without the interest, while Mrs. Gilbert and Miss Nye were poor.

Disappearance of Former Mayor of Little Palls. Utica, April 25.-Former Mayor Hadley

lones of Little Falls has mysteriously disappeared and many ugly rumors are affoat. It is charged among other things that Jones ! fit is charged among other things that Jones forged a satisfaction of a mortgage held by Mrs Sara E. Field of Newburgh for \$5,500 Jones went to New York ten days ago and afterward his wife received a message to join him. They have not been seen since. The matter of Jones's alleged forgery would not have become known had not a suit been begun against him by Mrs. Field.

Brooklyn Sunday Schools to Parade May 24. The Brooklyn Sunday school Union has decided on Friday. May 24, as the date for the anniversary Sunday School parade. Chief Marshal Alfred Tilly calculates that there will be over 70,000 participants this

Policeman Gets a Silver Medal.

Policeman Edward J Mulvaney of the Health Squad in Brooklyn has been pre-Health Squad in sented with a silver medal by the Volunteer Life Saving Corps for rescuing Stewart A. Gourley from drowning at Sea Gate on

HI! IT IS CLEARING OFF. OFFICIAL REDISCOVERY OF THE MOON AND THE STARS.

Blue Sky and Sumbine Are on the Bill of Fare for To-day Whether You Belleve It or Not -April's Tears Measured 6.77 Inches

-Hopes That She Will Now Dry Up. It is clearing off! A rumor to that effect began to circulate indoors about 10 o'cloc last night and was received with pained tolerance by the sceptical. But it was true. The moon and stars were observed, officially. in the heavens by the man on duty in the Weather Bureau, whose notion of weather for a long time has been that it is merely observer, over the telephone: "I saw the first star, right above me, at

"How do you know it was a star?" "Well, it looked like one. I can see the half moon, too, out of the window. I see two other stars. Yes; they are really stars. No: they cannot be rain drops illuminated by the moon. They are stars, all right. / it looks as if we will be able to see the sun tomorrow without going aloft and sitting on the upper part of the clouds. Yes, I will assume the responsibility of saying that the bright semicircle of light I see is the

The leaden aspect of things aloft for the last two weeks inspired some of the sporting fraternity to bet yesterday on the probability of the reappearance of the sun. One of the bets was submitted to the terrestrial Sun's amateur meteorologist for decision.

A clerk in a downtown office announced to a companion that he had actually seen the sun shining through a cloud rift at 1:30 P. M. There was a hot meteorological discussion that almost dried the sidewalk outside the office and finally they put up \$5 apiece on it. THE SUN'S amateur meteorologist called up the Weather Bureau and Mr. Emery.

called up the Weather Bureau and Mr. Emery, the chief forecaster, said:

"Officially, the sun has not shone on the observatory here. We have no record of his appearance. It is possible that a few rays may have struggled through the lower strata of clouds at 1:30 or thereabouts and may have been seen in Fulton street, but we did not see them. I do not believe that anybody saw the full face of the sun.

"As it was purely a question of veracity the amateur meteorologist declared the bet off, and the stakeholder returned the money to the clerks.

But to-day, without a doubt, we shall all see the sun and the dear blue sky.

The cause of all the latest downpour of rain was the "low pressure" that has been to the east and south of New York for several days. It began to recede yesterday to the eastward before the area of high pressure, more or less mingled with sunlight, moonshine and starlight, that is due here to-day from the Lake region.

There never has been an April since 1874 when the city has had such a drenching as it has put up its multitudinous umbreilas

when the city has had such a drenching as it has put up its multitudinous umbrellas against. Even since Saturday last 4 00 inches

has put up its mittidinous unreadaagainst. Even since Saturday last 400 inches
of rain have fallen, and since April 1 old Aquarius, who had no zodiacal business here in
April, has jumped the claim of Taurus and emptied his bucket of a flood that was 6.77 inches
deep on the earth's surface
Mr. Emery said with confidence yesterday
afternoon while the deluge was at its worst
that the wind would surely get around to
the northward soon and finally to the west,
bringing clear skies. It got to the north
about 9 P. M. and was striving to fulfil the
prediction of the prophet at midnight, when
it was about northwest. There were thin,
drifting clouds in the north and west then
but the walte meen was shining with a cleanbut the white moon was shining with a clean-washed face and more and more stars were

GOT TIRED OF THE WAR HEROES. Johnny Troy Brought Up His Artillery and They Retired.

The saloon at 7 Ann street kept by Johnny Troy, the former baseball star, is a place where certain Civil War veterans discuss the stirring times of '61. Yesterday the "Well-well" man, who is addressed as "General," opened the day's session with a brief outline of the things that happened when Gen. Meade and he fought at Gettysburg "That," said he, "was the grandest, most

glorious-even grander and more glorious than the time when, as Tim Keefe shot the last ball over the plate, Jim Mutrie swelled his chest and uttered his immortal 'We are the people!' The New Yorks had won the

PRINTS AT THE PUBLIC LIBRARY. J. Pierpont Morgan's Collection Being Placed on Exhibition.

The new exhibition being arranged in the print galleries of the New York Public Library at Fifth avenue and Seventleth street is an unusually interesting one of its kind. It is designed to illustrate the history of engraving to the beginning of the eighteenth century, and includes more than three hundred prints from J. Pierpont Morgan's private collection. This was formerly the Irwin collection. A small part of it was at one timeshown at the Groller Club, but this exhibition is the first opportunity offered to study a representative selection from the prints which

representative selection from the prints which compose it

Among the earliest prints shown are several nielli the experimental impressions printed by goldsmiths from their decorative designs before filling the incised lines of the latter with niello or black enamel. One of these is accompanied by the original silver plate. Some German work of the early vars of the sisteenth century and a few prints in the "maniere criblee" are other interesting examples of early engraving

Durer can be studied in nearly a hundred examples of his work, including fine impressions of "Adam and Eve" first states, the "Melancholy," the "Nemesis" or "Great Fortune," "Knight, Death and Devil," and "St. Jerome in His Study." The talent of Marc Antonio Raimondi is also well illustrated here in a number of his prints, including a first state, before the monogram, of the "Massacre of the Innocents," after Haphael other masters of the art, Lucas van Leyden, Schongauer, Goltzius, Ostade, Beham, Cranach, Callot, Van Mecken, Lorraine, Wierix, Edelinck, Robert Nanteuil, are adequately represented.

The exhibition is arranged by schools, in order to facilitate study and comparison. An exhibition of this kind was held at the Grolier Club in 1892, but that covered the whole field down to the present, and limited space kept the number of prints down to 118. It would be necessary to go as far as Boston or possibly Philadelphia to find a public institution in which a display could be made similar to that now to be seen in the Public Library.

Capt. Bauer's 100th Trip.

When the Hamburg-American liner Columbia reaches her pier in Hoboken, which she is expected to do to-day, her commander, Capt. Bauer, will have completed his one hundredth trip across the Atlantic. A reception will be given him.

HIGH PRICES FOR POE'S WORKS. Two Books and Two Autograph Letters Sol

at the French Sale for \$2,760. BOSTON, April 25 .- There was no diminution in the prices paid for rare books to-day. the last session of the auction sale of the French library. A first volume of Poe's "Murders in the Rue Morgue," which was originally picked up in a second hand book store here for 15 cents by George D. Smith of New York and subsequently sold to Mr. French for \$90, brought \$1,000. Scribner, Harpers and Dodd, Mead & Co. were among the bidders, but when the price had run up to about \$750, a Boston man, who had been silent all the time, put in a bid for the work, and it was finally sold to him, upon the order mixture of telegrams and fog. Said the of a collector who would not give his name, for \$1,000.

The work was a small octavo, in the original brown paper wrappers as issued, laid in a cloth wrapper and enclosed in full crushed levant morrocco pull-off case.

This was not the highest priced item of to-day's sale. The same collector paid \$1,800 for a copy of Poe's "Aaraf, Tamerlane and Minor Poems," in the original boards, uncut. The copy is a "Minor Poems," in the original boards uncut. It is a presentation copy from Poe's sister Rose M. Poe, with inscription, "Presented to E. by her friend, Rose M. Poe. Two autograph letters of Poe went to the

same collector, who secured the four items for \$2,760. There were many other highpriced books beside the Poe items. A fine copy of the first edition of Milton's poems went to Dodd, Mead & Co., after spirited bidding, for the record price of \$555. The same firm also paid \$840 for William Morris's "Defence of Guinevere."

A complete set of Kelmscott Press publications, sixty-two numbers in all, brought the aggregate sum of \$6,089, most of them being bought by George H. Richmond, for New York collectors.

PHILLIPS SELLS CORN HEAVILY. Disposes of 2,000,000 Bushels at a Profit of Pire Cents a Bushel.

CHICAGO, April 25.—George H. Phillips disposed of much "long corn" on 'Change to-day at prices which netted a good profit for his patrons. Besides, he maintained his strong grasp on the market and caused May corn to sell at 49 cents, which breaks the record for the season by three-quarters of a cent and brings the market within a cent of the price the young speculator has predicted. Phillips let out about 2,000,000 bushels of May corn during the session. Nearly all of this was taken up by shorts.

The Armour Grain Company was among the large dealers that were short. That concern headed the list of buyers to-day and took 800,000 busheis. The price paid was 48 cents or more. Besides Armour several of the other elevator concerns covered some of their accounts, Bartlett, Frazier & Co. taking up more than 100,-000 bushels. Phillips sold this shortly after Armour's wants were satisfied.

after Armour's wants were satisfied.
Selling by the young speculator to-day marks the first great amount he has disposed of since the deal began. It is estimated there was at least five cents a bushel profit on all he let go to-day, which would mean a profit of above \$100,000 on the transaction. At the close May was offered at 48 cents

after having sold during the day from 47% cents to 49 cents. Pesterday's closing price was 48% cents. The opening to-day was from 47% cents to 48% cents.

ANOTHER GUGGENHEIM INJUNCTION Firm Restrained From Dealing in New Issue of Smelting Stock.

TRENTON, N. J. April 25 .- An injunction was granted yesterday by Judge Gray, of the United States Circuit Court at Wilmington, Del., restraining the Guggenheims from

lart, former starter of the Third Avenue in Hopkin, and that they were being operated only under the lease. He contended that the sea Beach, the culver, the Brighton Heach and the elevated railroad companies were stant and the elevated railroad companies were stant flower of the third and the elevated railroad companies were stant flower of the respect to the railroad. He maintained that the sease the flower of the railroad companies were stant flower flower of the railroad companies with the railroad companies of the railroad companies of the flower flowe

ears of age, was badly bitten to-day by a tray dog. He was playing in the yard stray dog He was playing in the yard, 38 North Main street, when a large dog jumped over the fence and attacked him. The child was thrown to the ground and his face and breast cruelly torn by the dog's fangs and claws. One gash extended from the left eye to the back of the ear.

Assistance reached him quickly and he was removed to St. Joseph's Hospital, where he now lies. He is not dangerously wounded. The dog was caught at the corner of North Main and Water streets and killed.

Notes of Wall Street News.

It was estimated yesterday that the total American subscriptions to the British loan, placed through the firms acting as agents here for the receipt of subscriptions, amount here for the receipt of subscriptions, amount to about \$80,000,000. No statement as to allotments was made yesterday. The stock of the National Bank of Com-merce advanced in the curb market yesterday 23 points, going from 452 to 475. The Eastern Bar Iron Association has announced an advance of \$2 a ton in bar iron

Gould Chairman of Denver and Rio Grande. George J. Gould, President of the Misouri Pacific system, who recently bought souri Pacific system, who recently bought control of the Denver and Rio Grande Railroad, was elected yesterday chairman of the Board of Directors of the road to fill the vacancy caused by the death of George Coppell E H Harriman was elected a director to succeed Mr Coppell, and Winslow S Pierce, general counsel of the Missouri Pacific, was elected a director of the Denver and Rio Grande to succeed William Mertens, resigned

"Palladium-News" Sold.

NEW. HAVEN, Conn. April 25 -The New Haven Paily Palladium, which was consoliwas sold to-day to Leo R. Halloway of the business manager, by Harry Alloway of New York city, who held the controlling interest in the Palladium-News. The price paid was \$60,000. The Palladium was established in 1828.

The Rev. John Jasper's Will.

RICHMOND, Va. April 25 - The will of the late Rev. John Jasper, the negro minister, was probated to-day. His estate is valued at \$4,000. It is left to his wife during her life and then to his son Shadrack. Jasper could easily have accumulated a fortune, but would accept only \$600 a year from his congregation. congregation.

DEVERY ON MANY THINGS. PRESH VIEWS FROM MULBERRY STREET

ON MEN AND MANNERS. akes Two to Do Soliciting, and the Man Wont Be Bothered if He Doesn't Make Goo-Goo Eyes-Cop Advised Not to Use His Stomach as a Battering Ram-Fine With the Advice

Judge Devery, who is also a Deputy Police commissioner, gave birth to an epigram while he was trying the delinquent cops at Headquarters yesterday. Charles S. Tighe, Health Board inspector of mild maners, who dropped his r's, stirred him to it Tighe accused Policeman Urquhart of the Tenderloin of insulting him because he had suggested to the policeman that he might do is duty by chasing away a woman who had solicited him in Twenty-third street Urquhart retorted that Mr. Tighe had been drinking and, moreover, wouldn't make a complaint against the woman.

"It takes two to do the solictin'-a lady an' a gentleman," announced the Deputy Commissioner. He went on to explain: also at one time receiver of the Central Rail-"The lady wont solicit you if you don't make goo-goo eyes. If you hadn't been makin' goo-goo eyes she wouldn't have troubled you. Anyway, I guess you were excited. Complaint dismissed."

Policeman Keating, who is detailed at the ferry in Long Island City, was warned by the Deputy Commissioner not to take advantage of his stomach. Keating's stomach is his most prominent feature. It obscures the rest of his body, and S. P. Herington, who is nearly 70 years old, accused the cop

who is nearly 70 years old, accused the cop of assaulting him with it. Mr. Herington said that before the assault he had made a civil remark about the weather, and the policeman had threatened to "fan" him. Keating's version of the incident was that the old man had asked him how policemen got to be so fat, and he told him "by good livin' an' good eatin'." Then he just playfully pushed the complainant aside with his stomach.

"Don't you take advantage of your stomach, "observed Mr. Devery. "You might as well hit a man with your fist. If this old gentleman had fell over backward he might have fractured his skull. Don't you use your stomach as a batterin' ram. You oughter know better. I'll fine you twenty days' pay and recommend you lose your detail.

Between the Deputy Commissioner and Policeman Sherry of the West Thirty-seventh street, who was up with several other policemen for failing to prevent a burglary, there was a conversation which savored of the mysterious to the uninitiated, but the policeman seemed to understand it.

"Why did you shave off your mustache?" asked Mr. Devery, apparently apropos of nothing at all.

"Hot weather," responded the cop: "shaved

nothing at all.
"Hot weather," responded the cop; "shaved it off for the summer." You've heard of Kauffman?" suggested Devery. "I have," answered Sherry, shifting un-

Devery.

"I have," answered Sherry, shifting uneasily.

"So have I After that little affair in the back room of the ginmill you out your mustache off, uh? Now, you were off post that night and responsible for that burglary. I fine you thirty days' pay an' dismiss the complaint against the others.

Policeman Cavanagh of the Central Park squad was up for firing his revolver at a prisoner and then allowing him to escape.

"Twenty days' pay for not hittin' him," said Devery. Next time you hit him."

A boy named James Lynch accused Policeman Grant of clubbing him without cause.

"I've a good record," declared the boy.
"Me only bad habit is chewin' terbacker an' when I chews I pushes it back in me mouth so nobody can see it an' it don't bother nobody."

Mr. Devery fined the policeman ten days' pay "for nots lockin' him up," with the admonition that if the boy had done wrong that's what the cop should have done.

Policeman McMullen of the East Twenty-second street station was accused by a woman of not letting her two boys alone. The policeman had a valiant supporter in "Rebel Dan".

O'Gerry of East Twenty-sixth street, who had a brogue that bristled.

"Thin byes be terrors," said Rebel Dan.
"They use these things [showing a battered tomato can] an' their parents, drunkards they be, is worse than thim. The poor policeman has a hard job.

The complaint was dismissed.

has a hard job The complaint was dismissed.

EASTMAN SCORES ANOTHER POINT. Important Testimony Ruled Out in His Trial

for Killing R. H. Grogan, Jr. CAMBRIDGE, Mass., April 25 - Attorneyton, Del, restraining the Guggenheims from in any way encumbering, selling or otherwise dealing in the new issue of American Smelting and Refining stock, amounting to \$45,000,000. The suit was brought by Irvin D. Lengel of Reading, Pa, who appeared by James Buchanan, of Trenton and George L. Crawford of Philadelphia, attorneys. The order is returnable at Trenton on May 13. Papers in the case were filled here late last night and were served on the defendants.

Attorney-General said another witness heard Grogan say.

"Eastman has murdered me He has shot me twice He did it purposely."

To this Eastman made no reply, but shook his head Mr Knowlton argued that any statement made by Grogan in the presence of Eastman but not replied to by the latter was competent to go to the jury Samuel J Elder, one of Eastman scounsel, replied that he did not understand that when Eastman failed to reply to an accusation made in his presence, such statement was competent and in this he was again supported by the Justices sitting on the case. The decision of the court was that all the testimony which the Government sought to have introduced, as set forth in the remarks of the Attorney-General, would be excluded except the statement: "He has shot me twice"

The second victory for the defendant's

The second victory for the defendant's lawyers created a buzz of comment in the Louisiana and Arkansas, between Arkansas
City and Vidalia. The Missouri Pacific and
the Texas and Pacific roads are jointly interested in this new line
In reply to a note of inquiry from Howard
Cole of Vicksburg, Miss, Secretary of the
proposed New Orleans, Natchez and Arkansas
Railway, President Gould sent a letter a few
days ago containing this assurance: "I note
that you state you will not build your line if
I intend to build mine Much obliged to you
for advising ne of your position. Our intention now is to build this line through as
rapidly as possible. It will make a fine
through route from St. Louis and Kansas
City to New Orleans.

Boy Torn by a Big Dog.

The second victory for her delaciants
lawyers created a buzz of comment in the
court room.

Belle Bryan, Grogan's servant, resumed
her testimony after the jury came in. She
teld of the relations between the Grogan
and Eastman famili-s and of the scene after
the shooting Frank W Dallinger, who
lived opposite the Grogan house, testified
that the noises he heard on the fatal day
sounded like an animal being tortured, immediately followed by piercing cries of
terror. He heard the words of "Oh, don't,"
in the voice of a woman. As he ran over to
the Clark estate he saw skirts flitting in the
shrubs, but after entering the gate he looked
for a woman but saw none.

Miss Mary Millner, a nurse, testified at the
afternoon session of going to the Clark place
and looking at Grogan's
servant, resumed
her testimony after the jury came in. She
told of the relations between the Grogan
her testimony after the jury came in. She
told of the relations between the fire and
her testimony after the jury came in. She
testimony after the

"That's the man who shot me."
She further testified that she told Eastman what Grogan said, and that the latter replied "I did do it, but it was an accident "
Miss Millner admitted under cross-examination that she had promised Eastman to do
all she could for him

Charity Organizations Unite.

The Brooklyn Bureau of Charities and the Union for Christian Work are to be consolidated under the name of the former or-ganization. The directors in each unani-mously voted for the amalgamation on Wed-nesday night. More effective work, it is expected, will be accomplished by the con-solidation.

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HENRY S. LITTLE ILL.

demoved Testerday From the Trenton House in Trenton to His Home in Matawan. MATAWAN, N. J., April 25 .- Henry S. Little, formerly one of the Big Four in Democratio politics of New Jersey and the recent dono of \$200,000 to Princeton College, was removed from his rooms at the Trenton House in Trenton this afternoon, and is now at the little homestead in Main street here, suffering from general weakness. His trouble was at first thought to be rheumatism, but it is feared that he is more seriously ill than it was at first thought. He was accompanied on the trip from Trenton to-day by his nephew and a trained nurse. He slept quietly until

ing the remainder of the journey. Mr. Little is one of the richest men in New Jersey. His wealth has been estimated at from one to five millions. He dictated the Democratic slate in the State when that party was at the height of its power. He was Clerk of Chancery when the fees of the office were worth \$30,000 annually. He was road of New Jersey. He is now President of the New Central Coal Company with offices at 1 Broadway in New York city. He has large property interests in and about Matawan. where he lives

Rahway was reached, but complained dur-

HEARING ON ANTI-SCALPERS BILL. The Governor Listens to Both Sides and

Reserves His Decision. ALBANT, April 25.-Commodore William W. Everett, who introduced the Anti-Ticket Scalping bill, now awaiting the action of Gov. Odell, attended the hearing to-day before the Governor in favor of the measure Others who appeared in favor of the bill were Lewis E. Carr, representing the Deleware and Hudeon Canal Company; William P. Rudd, the New York Central and Hudson River Railroad Company, and Franklin D. Locke of Buffalo, representing the Pan-American Exposition Company. Mr. Locke pointed out that if the bill failed to receive executive approval the railroads would be unable to establish low excursion rates to Buffalo during the several months of the

be unable to establish low excursion rates to Buffalo during the several months of the Exposition.

The committee representing the ticket scalpers and commercial travellers, who have been haunting legislative halls for weeks past buttonholing members of each branch of the Legislature in their interest, appeared by counsel in the person of Louis Marshall of New York city, in opposition to the bill.

"In 1897." said Mr. Marshall, addressing the Governor, "the Legislature passed an Anti-Ticket Scalping law. The Court of Appeals declared that law unconstitutional, and that before you to-day is almost identical with that law. The court then, by a vote of 4 to 3, Judgas Parker, Vann, O'Brien and Haight voting against its constitutionality, declared the business of a ticket broker to be legal. This bill is just as unconstitutional as the Court of Appeals declared the Prevailing Rate of Wages law and the Dressed Stone law to be."

Lewis E. Carr and Mr. Rudd declared that only 5 per cent of the business done by tickets. They said that the proposed new law was drafted to meet the constitutional objections of the Court of Appeals to the law of 1897, and that it had been prepared at the instance of the Pan-American Exposition Company They urged that a railroad ticket was not a

the Pan-American Exposition Company They urged that a railroad ticket was not a property right in the sense of personal property, but that it was given by the railroad company to the passenger as a voucher that he has paid his fare and it must be returned to the company. Governor reserved his decision on

HEARING ON WATERSHED TAX BILL. Gov. Odell Says He Will No. Sign It, as It Has Already Been Enacted in the Charter.

ALBANY, April 25 .- Gov. Odell this morning heard arguments for and against Assemblyman Everett's bill taxing New York's water supply property in Putnam and Westchester counties. Assistant Corporation Counsel Arthur C. Butts appeared for the city to oppose the bill.

Assemblymen Everett, Apgar, Landon and Cooley appeared in favor of the Governor signing the bill, together with A. J. Miller of Putnam and Supervisors John M. Shinn, Herbert D. Lent, Smith Hopkins, James H. Haight, Edward A. Forsythe and Charles M. Wells, representing Westchester county towns.

not sign the bill, as it had been inserted in were prepared to testify one with the conservation of the property of the prop

Dr. Gunsaulus Taken Ill on a Train. WARSAW, Ind., April 25.-The Rev. Frank W. Gunsaulus, pastor of Central Church, Chicago, was assisted from a train here last night, ill He was on his way to North Manhester, Ind., where he was to deliver a lecture. He was compelled to cancel his engagement, and on advice of Dr. A. C. McDonald he took the next train back to Chicago.

CHICAGO, April 25—At Dr. Gunsaulus's residence it was said this morning that he was suffering from a severe cold, but was not certainly ill.

not seriously ill. Big Job for Navy Yard's Floating Derrick. On Monday next the steam engineering iepartment at the navy yard will remove the four boilers from the cruiser Baltimore. which is being refitted. The weight of these will be sixty tons, which is only a few pounds less than the weight of the new 13-inch gun of the Kearsarge. The department's big floating derrick will do the job.

The, Allen's Man Held for Trial.

sible sacrifice in order that he might test the law that would close his poolroom at 80 Sixth avenue, was held yesterday by Magistrate Crane for trial in General Sessions. Charles Bennett, the poolroom employee.

The slow, jogging weather "disturbance" was central off the Long Island coast yesterday morning and still moving very slowly, but it had got far enough last night to let the moon and stars shine on us again It had been causing rain only in the Atlantic coast States north of Virginia. The fall was heaviest in eastern Massachusetts; 2.24 inches being reported from Boston. Rain fell in the lower Mississippi Valley and Montana; elsewhere it was generally fair.

The Western low pressure had advanced to the central Rocky Mountain section yesterday. The pres sure was high on the Pacific Coast and in the central valleys and the Lake regions.

The temperature rose slightly in nearly all the At-lantic and Guif coast States. It also rose in the upper Mississippi and Missouri valleys.

In this city the day was cloudy and rainy, clearing at night wind fresh to brisk northeast, shifting to north, average humidity, 91 per cent. barometer, corrected to read to sea level, at 8 A. M., 29.78: 3 P. M., 29.82. The temperature as recorded by the official ther-

street level, is shown in the annexed table; - Official - Sun's, 1901, 1902, 1901, 1902, 1901, 1902, 1901, 1902, 1901, 1902, 1901, 1902, 1903, 12 M ... 52° 51° 52° 6 P. M ... 53° 60° 51° 3 P. M ... 54° 65° 55° 12 Mid. 51° 65° 52° WASHINGTON PORECAST FOR TO-DAY AND TO-

mometer, and also by THE SUN'S ther mometer at the

MORROW. For the District of Columbia, Maryland and Vir. ginia, fair to-day and to-morrow; warmer to-morrow For Delaware and New Jersey, clearing this morning; fair to-morrow and warmer in interior; fresh

north winds. For eastern Pennsylvania, clearing this morning: fair and warmer to morrow: fresh north winds. For eastern New York, fair to-day, clearing in morning in extreme south portion: fresh north winds, face

and warmer to morrow. For New England, fair in west, rain in east portion to-day: fresh to brisk north winds; fair to-mor-



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hills:

GOV. ODELL SIGNS BANK TAX BILL Measure for Registration of Automobiles and to Limit Speed Also Signed.

ALBANY, April 25 .- Gov. Odell to-day signed the bill of Senator Krum taxing State and National banks 1 per cent. annually in the manner of the tax on trust companies This tax is to be in lieu of all other taxes now paid except that assessed on real estate. The Governor also signed the following

Senator Ellsworth's General Veterans' act, making more certain and specific the statute preferring veterans for appointment under the regulations of the civil service.

Mr. Doughty's Automobile bill, which provides for a registration with the Secretary of State of automobile owners and permits local authorities in cities, towns and villages to regulate their rate of speed. They shall not be propelled at a rate exceeding eight miles an hour in cities and fifteen miles an hour outside of the built-up portion of incorporated cities and villages.

Assemblyman Noy's, prohibiting the contamination of salt wells.

Assemblyman Fowler's, providing that young machines shall be constructed so as to permit voting for independent electoral candidates.

Assemblyman R. Gardiner's, giving Aldermen in Albany and Troy a salary of \$500 and in Syracuse and Rochester \$750.

Assemblyman Cooley's, authorizing the Westchester county Sheriff to appoint ten additional constables.

Senator Brackett's, providing that a foreign corporation cannot maintain an action in making more certain and specific the statute

Senator Brackett's, providing that a foreign corporation cannot maintain an action in this State unless authorized to do business

here.
Senator Ambier's, authorizing the State to deed to the Federal Government the lower half of Esopus Island in the Hudson River for a lighthouse.
Senator McKinney's, providing that Senator McKinney's, providing that person who violates the Fish and Game law on a private preserve shall be guilty of a misdemeaner. misdemeanor.

Senator Raines's, amending the Election
law in relation to challenges.

Senator Malby's, continuing indefinitely
from next year the law prohibiting the hounding of deer.

Senator Malby's, authorizing the State
Lunacy Commission to accept partial pay-Lunacy Commission to accept partial pay-ment for the care of the indigent insane. Senator Mills's, enabling Yonkers to provide a site for a Carnegie library and maintain

a site for a Carnegle library and maintain the library.

Assemblyman Robinson's Port Richmond Engine Company relief bill.

Senator Raines's, allowing the Raquette Lake Railroad Company to use coal to generate steam during winter months.

Assemblyman Kelsev's, extending the time in which the Tenement House law shall generation. Assemblyman Kelsev's, extending the time in which the Tenement House law shall go into operation.

Assemblyman McKeown's, increasing from \$3,500 to \$5,000 the salary of chief clerk of the Kings county District Attorney.

Senator Krum's, relieving trust companies from taxes under the old law for the months of July, August, September and October this year.

DECISION AGAINST RAMAPO. The Governor said that he would Cannot Amend Answer to Suit Except as to

ALBANY, April 25 - Supreme Court Justice Herrick decided to-day the two motions made by Judge Edwin Countryman, at Special Term last Saturday, in connection with e proceedings to annul the charter of the Ramapo Water Company. In the first place Judge Countryman wanted to file a

Ramapo water company. In the first place Judge Countryman wanted to file a supplemental answer to the effect that the action of the Legislature in passing a law repealing the Ramapo act of 1895 was a recognition of the corporate existence of the company and that the enactment of the repeal law was a bar to the present action. Justice Herrick denied this motion, saying he failed to see how the point would constitute a defence to the matter alleged in the complaint.

The second motion was for leave to file an amended answer, as, through inadvertence, the statute of limitations had not been put in as a defence, the autorneys for the company desiring to make three new and distinct defences to the action, namely, that the cause of action stated in the complaint did not accrue within three years, that it did not accrue within three years, that it did not accrue within three years, that it did not accrue within the years, and therefore was outlawed.

Justice Herrick will allow an amended answer as regards the two-year claim only, saying.

"Legon the argument, counsel for the de-

saving
"Upon the argument, counsel for the defendant stated that the two years statute of limitations was the one he thought applicable to the facts of this case, and the defendant is therefore permitted to amend the answer by pleading the two years statute of limitations." Opening of the Canals Delayed by the Rains. ALBANY, April 25 -Col. John N. Partridge, State Superintendent of Public Works, to-day announced that as a result of the heavy and long-continued rains, rendering it impossible to make the usual repairs to the canals and repairs of damages caused by the rain, it will be impossible to propose the continued of the



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